

S.B.Cr.Misc. Second Bail App. No.2122/2007
(Arjun Lal vs. State of Rajasthan)

Date of order : May 24, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.G.R.Bhari, for the petitioner.

Mr.Rameshwar Dave, Public Prosecutor.

This is second bail application. The first bail application came to be dismissed by order dt. 18.12.2006 as it was not pressed by the learned counsel for the petitioner at the relevant time.

Learned counsel for the petitioner submits that the statements of the complainant and his wife have been recorded by the trial court. The complainant PW.3 Paras Ram Soni has been examined. He has not supported the prosecution case and turned hostile. PW.6 Smt. Jyoti is the victim. In whole of her statement, she has not stated that it was the present petitioner, who snatched the chain. Be that as it may, without commenting on the merit of the case, which may prejudice the case of either party, having considered the totality of facts and circumstances of the case and taking into account the oral arguments advanced

by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Arjun Lal s/o Bhagwan Lal be released on bail in FIR No.229/2005, P.S. Surajpole, Udaipur provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-